

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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CHARLES BRETT, BUILDING ) C.A. No. 05-11542 RGS  
INSPECTOR OF TOWN OF HAMILTON, )  
Plaintiff, )  
 )  
v. )  
 )  
IRINA V. TEMKINA, )  
 )  
Defendant. )  
 )

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**REQUEST FOR ENTRY OF DEFAULT OF IRINA V. TEMKINA**

Pursuant to Fed. R. Civ. P. 55(a), Plaintiff Charles Brett, Building Inspector of the Town of Hamilton, requests that the clerk enter the default of defendant Irina V. Temkina. An Affidavit of Donna Brewer MacKenna in support of this request is submitted herewith.

Dated: October 13, 2005

Respectfully submitted,

TOWN OF HAMILTON BUILDING  
INSPECTOR,  
By his Attorney,

/s/ Donna Brewer MacKenna

Donna Brewer MacKenna, BBO 545254  
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**AFFIDAVIT OF DONNA BREWER MacKENNA**

1. I am the attorney for plaintiff Charles Brett, Building Inspector of the Town of Hamilton and a member of the bar of this court.
2. As it appears from the return of service filed with the Essex Superior Court before the case was removed to this court, service of process was made upon Irina V. Temkina on July 14, 2005, by certified mail, return receipt requested.
3. Ms. Temkina removed the case to this court by notice filed July 20, 2005.
4. Ms. Temkina filed a motion to dismiss and supporting memorandum on August 9, 2005.
5. Ms. Temkina's motion to dismiss was denied by the court on September 7, 2005.
6. The time in which Irina V. Temkina is required by Fed. R. Civ. P. 12(a)(4) to file a responsive pleading has expired.
7. On October 4, 2005, I spoke with Ms. Temkina in the lobby of the Northeast Housing Court in Salem. I informed her that her responsive pleading in this

matter was overdue and inquired as to when I would receive it. She agreed that she would serve and file her answer by Monday, October 10, 2005.

8. As of this date, I have not received a responsive pleading, nor does the court docket reflect that she has filed a responsive pleading.

SIGNED UNDER PENALTIES OF PERJURY THIS 13TH DAY OF OCTOBER, 2005.

/s/ Donna Brewer MacKenna  
DONNA BREWER MacKENNA

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